

FILED *for*

APR 27 2009

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

JOHN F. CORCORAN, CLERK
BY: *H. McDonald*
DEPUTY CLERK

CHARLES T. MARSHALL,
Plaintiff,

Civil Action No. 7:09-cv-00112

v.

ORDER

LUNENBERG CORRECTIONAL
CENTER,
Defendant.

By: Hon. Jackson L. Kiser
Senior United States District Judge

In accordance with the written memorandum opinion entered this day, it is hereby

ORDERED

that the complaint is **DISMISSED without prejudice** for failing to administratively exhaust the claims, pursuant to 42 U.S.C. § 1997e(a), and the case is **STRICKEN** from the active docket of the court.

The Clerk is directed to send copies of this order and the accompanying memorandum opinion to the plaintiff.

ENTER: This 27th day of April, 2009.

Jackson L. Kiser
Senior United States District Judge